

REGULAR CITY COUNCIL MEETING
June 30, 2005

PRESENT:	LouAnn Christensen	Mayor
	Jon Adams	Councilmember
	Holly Bell	Councilmember
	Alden Farr	Councilmember
	Reese Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Blair Blonquist	Superintendent of Water
	Ben Boyce	Director of Parks and Recreation
	Jim Buchanan	Director of Emergency Services
	Mary Kate Christensen	City Recorder
	Paul Larsen	City Planner
	Michael Nelsen	Police Lieutenant
	Dennis Sheffield	Director of Finance
	Don Tingey	City Administrator
	Paul Tittensor	Chief of Police
	Alan Wright	Director of Public Power

Mayor Christensen called the meeting to order. Councilmember Bell gave a prayer as part of the reverence period. The scouts in the audience led the Pledge of Allegiance. Mayor Christensen called for approval of the minutes, noting that in the June 2 work session, it should be Mick Crandall rather than Randall. Also, in the June 2 Council meeting minutes nine-five percent should be ninety-five percent. In the June 16 work session minutes, \$4.5 million should be \$5.4 million. A motion to approve the minutes of June 2, 2005 Work Session and Council Meeting, June 16 Work Session, Council Meeting and Executive Session as amended was made by Councilmember Bell. The motion was seconded and carried. Mayor Christensen presented the agenda as follows:

PUBLIC COMMENT
CONSENT

- New Hire, Police Department
- Resolutions Authorizing Electrical and Storm Drain Increases, and Sewer Rate Decrease as Approved with the 2005-06 Budget
- Appointment to Heritage and Cultural Arts Advisory Board
- Resolution Reflecting the Changes Made by Prior Resolutions, and Consolidating into One Resolution
- Reschedule Senior Center Work Session and Schedule Pressurized Secondary Irrigation Work Session

PUBLIC HEARINGS

- Adjustments to the 2004-05 Budgets of the Various Funds and Departments to Reflect the Changes Recommended by the City Council

SCHEDULED DELEGATION

- Information Regarding Box Elder Creek

NEW BUSINESS

- Request for Approval of Amended Ordinance of Brigham City Establishing the Volunteers in Police Service Council

CLAIMS

- Payment Register

Councilmember Adams made a motion to approve the agenda as read. The motion was seconded and carried unanimously.

PUBLIC COMMENT

There were no comments from the public.

CONSENT

New Hire, Police Department

It was recommended Deborah Blanchard and Stacy Nelson be hired as part-time Community Service Clerks effective July 2, 2005.

Resolutions Authorizing Electrical and Storm Drain Increases, and Sewer Rate Decrease as Approved with the 2005-06 Budget

The resolutions include an 11% increase in electrical rates, \$2.00 increase in storm drain fees to \$5.50, and a decrease of \$2.00 in the sewer rate (\$23.00).

Appointment to Heritage and Cultural Arts Advisory Board

It was recommended Jolene Kawa serve as an ex-officio member of the Heritage and Cultural Arts Advisory Board.

Resolution Reflecting the Changes Made by Prior Resolutions, and Consolidating into One Resolution

This resolution reflects some housekeeping changes to the water rate resolution.

Reschedule Senior Center Work Session and Schedule Pressurized Secondary Irrigation Work Session

The July 7 Senior Center work session has been rescheduled to August 4 at 5:30 p.m., pending coordination with BRAG Staff. A work session will be held on July 7 at 5:30 p.m. to discuss pressurized secondary irrigation.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Marabella, seconded by Councilmember Farr and unanimously carried.

PUBLIC HEARING

Adjustments to the 2004-05 Budgets of the Various Funds and Departments to Reflect the Changes Recommended by the City Council

Mr. Sheffield explained that these adjustments include an increase in the General Fund of \$2.2 million. He said \$1.1 million of this is due to grants from Homeland Security and FEMA. Over \$500,000 was due to the purchase of the Parsons Property; \$105,000 is for pass-through grants. Funds to cover the emergency flooding is also included in the adjustments, but only through June 30, 2005. It does not include the costs to fix the creek and the Mayor's Pond. Mayor Christensen added that it is estimated that it will cost from \$1.9 million to \$2.2 million just to repair the Box Elder Creek. It is hoped this will be funded through FEMA.

A motion to open the public hearing was made by Councilmember Bell, seconded and carried. There were no comments from the public. A motion to close the public hearing was made by Councilmember Bell, seconded and carried.

MOTION: Councilmember Marabella made a motion to approve the adjustments to the 2004-05 budgets of the various funds and departments to reflect the changes recommended by the City Council, seconded by Councilmember Farr and unanimously carried.

SCHEDULED DELEGATION

Information Regarding Box Elder Creek

Ms. Juliana Larsen came forward and said she would like to share with the Council some of the things they have experienced during the recent flooding. She said they may not have a lot compared to other people that were impacted, but what they have has the potential of being a long-term impact to them.

Ms. Larsen said her husband tried to talk to a City employee and he was told that even if he got a permit to clean the creek, there was not money to clean it. She said over the last several years, the creek has been

cleaned annually. Now it is so full of silt and rock that it does not have the capability to handle the regular water, let alone if there is a heavy rainfall.

Ms. Larsen said they were not only getting water from the creek in front of their property, but they were also getting water from the fields above them. In addition, they found out after the floods that the City opened and drained the City's holding pond. This came down through their ditches, which meant that their ditches were flooded and impacted.

The Larsens asked some City employees to put sandbags along the ditch when the water went down so the water could not come back into the ditches and onto their grass field. This did not happen in a timely manner. They received more water, the water rose, and when the sandbags were put in, they were still getting wet. They have a hay field with 6-7' high grass that they cannot cut because the field is so wet.

Ms. Larsen said the creek has not received enough attention to keep the silt and rock that washes down every year. The only lasting solution to prevent this problem from perpetuating itself again is to clean the Box Elder Creek. This used to occur on a regular and frequent basis. If the creek is not cleaned in the future, their farm ground will continually be under water and their ability to manage their business and make a living will be significantly impacted. For these reasons, she requested the City clean the creek before the end of the summer season. If this is not accomplished, their property will sustain preventable damage, and they will need to be compensated. As residents and taxpayers, Ms. Larsen felt their request was reasonable and will not only benefit them but other residents of Brigham City because the creek will be able to accommodate the run-off water that needs to go somewhere. Ms. Larsen said they realize that there is a cost associated with this. However, this has been done in the past and it is a necessary thing that needs to continue to be done.

Mr. Blonquist said the creek was last cleaned in 2001 or 2002. He said the time to clean the creek is really not the end of the summer, it would be better to do it in the early fall because irrigation is still being done in the summer. The City could divert the culinary water to another area in the fall. Ms. Larsen said the 1983-84 the creek never went dry. At that time, they were told that in order to fix the road the City was going to wait until the creek was dry, but it never went dry. She did not think the creek will go dry this summer. Mr. Blonquist said there are several ways to do this.

Mayor Christensen stated that the City recently cleared the creek. It was not cleaned, but it was cleared. All the debris that has come down from the flooding is a big issue. It is only going to get worse, so something has to be done.

Mr. Buchanan explained that FEMA was in Brigham City for a day and a half. FEMA is asking for a Presidential Declaration of Emergency for the entire state for emergencies that happened as far back as January. In the past, each community has done their own declaration. It is estimated it will cost between \$1.9 million to \$2.2 million to rebuild the creek from the diversion dam to the interstate.

Mr. Buchanan said on July 12 there will be a meeting with all the property owners along the creek to discuss how the creek needs to be repaired so there is not the same problem again. [This meeting was later changed to July 14 at 6:30 p.m.] The City can begin spending money to clean the creek, but all the requirements have to be met, and then there is the risk of whether it is covered by the Declaration. He added that as long as there is water in the creek, it is going to be difficult to do anything with it.

Ms. Larsen said another problem they experienced was when the water came down the road on the front of their house, the City made a gravel ditch on the north side of the street so the water did not go onto the road, but as soon as it went past their house, the City diverted the water again into their field.

Mr. Buchanan said if the City receives federal money it will be used to repair bridges, bridge abutments, Mantua Reservoir, the diversion dam, Mayor's Pond, and all of the culverts. The Larsens should fall under this category. Mayor Christensen said if the City receives federal money, this will be done.

Mr. Blonquist said Mr. Leonard asked him to explain that as Mr. Leonard flew over the channel, he noticed the detention basin was getting ready to overflow. This was opened up to keep it from overflowing and eroding

the detention basin. Mr. Leonard plans to implement procedures in the event this happens again explaining how this will be monitored, so if the detention basin is not topped, the discharge will be held there through the slough scape.

NEW BUSINESS

Request for Approval of Amended Ordinance of Brigham City Establishing the Volunteers in Police Service Council

Chief Tittensor came forward and explained that as the Volunteers in Police Service Council (VIPS) proceeded, he and the Mayor reviewed the ordinance, and determined that there should be some restructuring. They felt a citizen at large should be added as a member of the Council, and the Mobile Watch Committee and Police Citizen Academy needed to be changed to the Citizens on Patrol. This ordinance also specifies the number of VIPS Councilmembers. There are also a few other small changes.

MOTION: Councilmember Adams made a motion to approve the amended ordinance establishing the Volunteers in Police Service Council, seconded by Councilmember Bell and carried.

CLAIMS

Warrant Register

Councilmember Farr moved to approve General Claims dated June 21, 2005 in the amount of \$230,303.26, and for June 28, 2005 for \$90,489.50. The motion was seconded and carried.

A motion to adjourn to an RDA meeting was made by Councilmember Adams. The motion was seconded and carried unanimously. The meeting adjourned at 7:42 p.m.